

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

BARRETTE OUTDOOR LIVING, INC.,
also d/b/a U.S. FENCE INC.,

Plaintiff,

v.

MICHIGAN RESIN REPRESENTATIVES, LLC,
a Michigan Limited Liability Company; JOHN H.
LEMANSKI, JR., an individual; LISA J. WELLS
a/k/a LISA J. LEMANSKI, an individual; and
TAMARA L. TURNER, an individual,

Defendants.

Civil Docket No. 2:11-cv-13335

Honorable Julian A. Cook

Magistrate Judge Laurie J. Michelson

AARON O. MATTHEWS (P64744)
MICHAEL JOHN PATTWELL (P72419)
Clark Hill PLC
212 E. Grand River Avenue
Lansing, Michigan 48906
(517) 318-3018
Attorneys for Plaintiff

MICHIGAN RESIN REPRESENTATIVES,
LLC, c/o TAMARA L. TURNER
8312 Honeytree Blvd.
Canton, Michigan 48187
Defendant

ROBERT J. MORAD (P56475)
ABDU H. MURRAY (P61032)
Miller, Canfield, Paddock and Stone, P.L.C.
840 West Long Lake Road, Suite 200
Troy, Michigan 48098
(248) 879-2000
Attorneys for Defendant John H. Lemanski, Jr.

TAMARA L. TURNER
8312 Honeytree Blvd.
Canton, Michigan 48187
Defendant

LISA WELLS
8312 Honeytree Blvd.
Canton, Michigan 48187
Defendant

DEFENDANT JOHN H. LEMANSKI'S FINAL WITNESS LIST

Defendant, John H. Lemanski, Jr., ("Lemanski") through its attorneys, Miller, Canfield, Paddock and Stone, P.L.C., and pursuant to F.R.C.P. 26(a)(3), respectively identifies the following witnesses that are probable to be called by Lemanski at the time of trial:

1. Shannon Byrd
c/o Barrette Outdoor Living, Inc.
2. Jean desAutels
c/o Barrette Outdoor Living, Inc.
3. Todd Dixon
c/o Barrette Outdoor Living, Inc.
4. Chris Esch
c/o Barrette Outdoor Living, Inc.
5. Mario Gaudreault
296 Monique-Corriveau Street
Saint-Nicolas, Quebec, Canada G7A 4Z5
6. Tom Krasovec
1225 West Park Rd.
St. Johns, MI 48879
7. Heather Lemanski
1131 Cove Road
Wales, MI 48027
8. John H. Lemanski, Jr.
1131 Cove Road
Wales, MI 48027
9. Todd C. Mahaffy
4638 Burtch Creed Rd.
Burtchville, MI 48059-1208
10. Christine McCann
c/o Barrette Outdoor Living, Inc.
11. Lisa Miller
c/o Barrette Outdoor Living, Inc.

12. Tamara L. Turner
42322 Parkside Circle, #106
Sterling Heights, MI 48314
and/or
2193 Cottril Lane
Westland, MI 48187
13. Lisa J. Wells
8312 Honeytree Boulevard
Canton, MI 48187
14. All officers, directors, employees, agents, custodian of records, and/or other representatives of Barrette Outdoor Living, Inc., also d/b/a U.S. Fence Inc. with knowledge of this matter
15. All officers, directors, employees, agents, custodian of records, and/or other representatives of Michigan Resin Representatives, LLC, with knowledge of this matter.
16. Randy Redmer
17. Jamie Marwitz
c/o Barrette Outdoor Living, Inc.

Pursuant to F.R.C.P. 26(a)(3), Lemanski may call the following as possible witnesses, dependent on the course of the trial and the issues presented:

1. Keith Bluhm
c/o Michigan Timber and Truss
3401 East Court Street
Flint, MI 48506
2. Frederick Chapdelaine
514 Montana Street
Marysville, MI 48040
3. Dave Reid
4. Ed Chrzanowski
5. John Lemanski, Sr.
4166 Verona Rd.
Filion, MI 48432

6. Michael Drumheller
321 Elm Street
Diamondale, MI 48821
7. Eric Jones
9800 Marquette Road
Wales, MI 48027
8. Brett Masotta
411 Nashua Road, Unit 2
Groton, MA 01450-1013
9. Tammy A. Armstrong
24538 Hayes Street
Taylor, MI 48180-2180
10. Brandon H. Lutton
24524 Hayes St.
Taylor, MI 48180-2180
11. James Daniels
12. Paul Fitzpatrick
5754 Somerset Ave.
Detroit, MI 48224-3119
13. Records Custodian of Spectrum Computer Forensics & Risk Management, LLC
14. Records Custodian for Liberty Tax
15. Records Custodian for Principal Life Insurance Company a/k/a Principal Financial Group
16. Records Custodian for FIA Card Services, N.A.
17. Records Custodian for MBNA America Bank, N.A.
18. Records Custodian for GMAC Insurance Homeowners Program
19. Records Custodian for Fidelity Investments
20. Records Custodian for Bank of America, N.A.
21. Records Custodian for RBS Citizens Bank
22. Records Custodian for Pentagon Federal Credit Union

23. Records Custodian for Guaranty Bank d/b/a Best Bank
24. Records Custodian for PNC Bank f/k/a National City Bank
25. All officers, directors, employees, agents, custodian of records, and/or other representatives of **Carters Lumber** with knowledge of this matter.
26. All officers, directors, employees, agents, custodian of records, and/or other representatives of **Theut** with knowledge of this matter.
27. All officers, directors, employees, agents, custodian of records, and/or other representatives of **Metamora Water Service** with knowledge of this matter.
28. All officers, directors, employees, agents, custodian of records, and/or other representatives of **Primary Electric** with knowledge of this matter including, but not limited to Eric Jones.
29. All officers, directors, employees, agents, custodian of records, and/or other representatives of **K/E Electric** with knowledge of this matter.
30. All officers, directors, employees, agents, custodian of records, and/or other representatives of **Home Depot** with knowledge of this matter.
31. All officers, directors, employees, agents, custodian of records, and/or other representatives of **Yale Steel** with knowledge of this matter.
32. All officers, directors, employees, agents, custodian of records, and/or other representatives of **Sherwin Williams** with knowledge of this matter.
33. All officers, directors, employees, agents, custodian of records, and/or other representatives of **World Class** with knowledge of this matter.
34. All officers, directors, employees, agents, custodian of records, and/or other representatives of **Sprint Nextel** with knowledge of this matter.
Sprint Store #4165
24th Ave., Suite B
Fort Gratiot, MI
35. All officers, directors, employees, agents, custodian of records, and/or other representatives of **Ben's Supercenter, Inc.** with knowledge of this matter including, but not limited to **James Zyrowski**
4436 W. Main St.
Brown City, MI 48416

36. All officers, directors, employees, agents, custodian of records, and/or other representatives of **The Insulation Man** with knowledge of this matter including, but not limited to **Thomas Brohl**
22381 Starks Rd.
Clinton Township, MI 48081
37. All officers, directors, employees, agents, custodian of records, and/or other representatives of **Siegel Sand & Gravel, Inc.** with knowledge of this matter including, but not limited to **Daniel J. Siegel**
12664 Sullivan
Emmett, MI 48022
38. All officers, directors, employees, agents, custodian of records, and/or other representatives of **Jeff Brewer Mechanical, LLC** with knowledge of this matter including, but not limited to **Jeffrey W. Brewer**
2609 Breezeway St.
North Branch, MI 48461
39. All officers, directors, employees, agents, custodian of records, and/or other representatives of **Michigan Timber and Truss, Inc.** with knowledge of this matter including, but not limited to **Thomas R. Van Every**
3401 E. Court St.
Flint, MI 48506
and/or
P.O Box 90458
Burton, MI 48509-9458
40. All officers, directors, employees, agents, custodian of records, and/or other representatives of **Bierlein Companies** with knowledge of this matter including, but not limited to **Michael D. Bierlein**
2000 Bay City Rd.
Midland, MI 48642
41. All officers, directors, employees, agents, custodian of records, and/or other representatives of **Pitsch Companies** with knowledge of this matter including, but not limited to **Steven Pitsch**
673 Richmond, N.W.
Grand Rapids, MI 49504
42. Any other representatives of Plaintiff.
43. Any other representatives of Defendant.
44. Any and all rebuttal or impeachment witnesses, including a rebuttal expert to rebut any testimony offered by Plaintiff's expert witness(es).

45. Any witnesses required to lay the foundation for the admission of any exhibits.
46. All witnesses on Plaintiff's witness list.
47. Any and all witnesses identified in previously filed Witness Lists of any party.
48. All persons identified in any deposition in this matter.
49. Any witnesses who are identified or whose importance or necessity to this litigation is revealed in the further course of discovery in this litigation.
50. Any records custodian necessary for the admission of documentary evidence.
51. All persons identified in any Interrogatory answer, document, piece of evidence or pleading produced by either party, or by a subpoenaed entity or individual.
52. Records custodian of Plaintiff.
53. Records custodians (and persons with additional information) of all listed entities.
54. Any person or entity responsible for preparing, assembling, and/or maintaining the books, records, and other financial information of Plaintiff.
55. All witnesses necessary to substantiate Plaintiff's claims for attorneys' fees, reasonable attorneys' fees, costs and expenses.
56. Any witnesses necessary for the purpose of admitting and/or authenticating evidence.
57. Any and all expert witnesses called or identified by any other party.
58. Any and all expert witnesses revealed, disclosed, or listed in formal or informal discovery.
59. Any expert witnesses that are deemed necessary.
60. Any witnesses who have provided affidavits to any party in this matter.
61. Impeachment witnesses.

Plaintiff reserves the right to amend this list and to add witnesses based upon discovery to be conducted in this matter.

Respectfully submitted,

MILLER, CANFIELD, PADDOCK AND STONE, P.L.C.

By: s/Robert J. Morad
Abdu H. Murray (P61032)
Robert J. Morad (P56475)
Attorneys for Defendant John Lemanski
840 West Long Lake Road, Suite 200
Troy, Michigan 48098-6358
morad@millercanfield.com
murray@millercanfield.com

Dated: June 28, 2013

CERTIFICATE OF SERVICE

I hereby certify that on June 28, 2013, I electronically filed the foregoing paper with the Clerk of the court using the ECF system which will send notification of such filing to the counsel of record.

- **Jordan S. Bolton**
jbolton@clarkhill.com,klindsey@clarkhill.com
- **Aaron O. Matthews**
amatthews@clarkhill.com,lssmith@clarkhill.com
- **Abdu H. Murray**
murray@millercanfield.com,kaszubski@millercanfield.com
- **Michael J. Pattwell**
mpattwell@clarkhill.com,jbolton@clarkhill.com,lssmith@clarkhill.com,danderson@clar
khill.com

I also hereby certify that I have also mailed by United States Postal Service the foregoing document to the following non-ECF participants:

Michigan Resin Representatives, LLC
c/o Tamara Turner, Resident Agent
8312 Honey Tree
Canton, MI 48107

Tamara Turner
8312 Honey Tree
Canton, MI 48107

Lisa J. Wells
8312 Honey Tree
Canton, MI 48107

Respectfully submitted,
MILLER, CANFIELD, PADDOCK AND STONE, P.L.C.

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Robert J. Morad (P56475)
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